

DIST/OFFICE	DOCKET		FILING DATE			J	N/S	O	R	R 23	\$	DEMAND		JUDGE NUMBER	JURY DEM.	DOCKET	
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PLAINTIFFS

UNITED STATES OF AMERICA

DEFENDANTS

UNITED STATES FIDELITY AND
GUARANTY COMPANY, a Maryland
corporation

CAUSE

28 USCA §1345 - breach of contract.

ATTORNEYS

Hubert Marlow
Bob Santee

Buford L. Allen
Nevada Operations Office
U. S. Energy Research & Dev.
Administration
P. O. Box 14100
Las Vegas, Nevada 89114

Elliott C. Fenton
Ronald L. Day

P. O. Box 1638
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(405-235-4671)

☐ CHECK
HERE
IF CASE WAS
FILED IN
FORMA
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FILING FEES PAID

DATE

RECEIPT NUMBER

C.D. NUMBER

STATISTICAL CARDS

CARD DATE MAILED

JS-5 5-1-76 (10-1-79)

JS-6 5-1-77 (7-1-80)

DATE	NR.	PROCEEDINGS
4-8-76	1.	Transcript of proceedings from USDC, Western District of Oklahoma, including: Complaint Marshal's return of service of summons Stipulation Motion to transfer of def., with brief Order of Transfer. rm
4-8	MO:	Ordered by the Court that this case is transferred to Judge Luther Bohanon for all purposes.(HDC-J)rm
4-15	2.	Request of def. for production of documents, filed. rm
4-15	3.	Interrogatories to pltf., filed. rm
4-15	4.	Answer of def., filed. rm
5-11	MO:	Case set for pre-trial conference for 9:30 a.m., 5/18/76.(LB-J)rm-notices
5-13	5.	Motion of pltf. for ext. of time to ans. interrog. & respond to request for production of documents, filed. rm
5-18	MO:	Case called for pre-trial conf. Pltf. rep. by Hubert Marlow; def. rep. by Ronald L. Day. Statements made. Court directs Clerk to obtain certified copies of previous lawsuits in this matter from Federal Courts in Alaska and N. D. of Mississippi, Eastern Div., for aid in this case. Pre-trial continued for 60 days and parties directed to prepare briefs on issues within that time. Order signed in open Court granting USA to 6/14/76 to ans. interrog. & respond to req. for prod. of documents. Pre-trial contd.(LB-J)(F. Sickles - CR)rm
5-24		Original case file from N. D. of Mississippi received. rm
6-14	6.	Plaintiff's answers to defs. interrogatories, filed. rm
6-14		Copies of Alaska case pleadings received. rm
7-23	7.	Motion of def. for summary judgment, filed. rm
7-23	8.	Brief in support of mo/SJ, filed. rm
8-10	9.	Pltf's memo. in support of Cross-Motion for S/J and in resp. to deft's mo/S/J, filed. ph
8-16	MO:	Case set for hearing on deft's motion for S/J 8-25-76 at 10:00 a.m. (LB-J)hm (notice mailed)
8-23	10	Deft's reply brief in support of its mot. for S/J & in response to pltf's cross-motion for S/J, filed. g
8-25	MO:	Case called for hearing on deft's motion for S/J & pltf's cross motion for S/J. Statements made. Pltf's motion for S/J overruled and court reserves ruling on deft's motion for S/J. Parties to complete discovery & determine the cost of defending the 2 actions within 30 days, and then case to be set down for hearing. (LB-J)hm
10-20	11.	Stipulation of parties, re cost of defense of two similar cases, filed. rm
4-20	MO	Case set for hearing of oral arguments, disposition & final hearing at 10:00 a.m. on Wednesday April 27, 1977. (LB-J)ho)notice mld.)
4-27	MO	Case called for oral arguments, disposition and final hearing. Parties rep. by counsel of record. Statements made. Case taken under advisement and judgment to be entered by Court at later date.(LB-J)rm(unreported)
4-28	12.	Judgment, filed and entered, that pursuant to Rule 56, summary judg. is granted in favor of def. and against pltf., at pltf. costs.(LB-J)rm copies to counsel and Judge
6-24	13.	Notice of appeal by pltf. from judg. of 4/28/77, filed. rm(copy to USCA & coun

D. C. 110A Rev. Civil Docket Continuation

DATE	PROCEEDINGS	Date Order or Judgment Noted
7-25-77	Appeal record (1 vol.) sent to USCA. g	
7-29	Letter from 10th Circuit, assigning No. 77-1582. rm	
8-22	Stipulation re suppl. record on appeal, filed. rm	
8-29	Supplemental Vol. 1 of appeal record, transmitted to USCA.rm	
9-6-79	MANDATE & OPINION of 10th Cir., filed and spread of record, reversing w/direction to proceed in accordance with opinion. rm	
9-6	STATEMENT OF COSTS from 10th Cir., taxing costs in amt. of \$84.00 in favor of pltf. and against deft. (JCS-Clk)rm	
9-7	APPEAL RECORD (Vol. I + Suppl. Vol. I) received from 10th Cir. rm	
10-3	MO: ORDERED by the Court that deft. is directed to file with the Court its response to the Mandate & Opinion of the 10th Cir., within 10 days; pltf. shall have 10 days thereafter to reply to deft. response. (LB-J)rm-letter	
10-15-79	RESPONSE of Deft. to mandate & opinion. ho	
10-17	LETTER from LB requesting pltf. to advise ct. within 10 days if they intend to accept offer of settlement. (LB-J)rm	
10-25	RESPONSE of Plaintiff to Mandate and Opinion. g	
11-5	REPLY of Deft. to Pltfs. response to Mandate & Opinion, ho	
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2-27	LETTER from pltf. counsel to Judge that this matter can be decided on briefs. rm	
3-6	FINDINGS AND JUDGMENT - entered. That pltf. have judg. against deft. USF&G in sum of \$43,800.42, w/int. from and after 7/13/79 until paid; that if parties cannot agree upon added cost incurred after 2-10-76, they should advise Ct. (LB-J)rm-c/m	
5-19-80	RELEASE & Satisfaction of judgment. g	

DATE	PROCEEDINGS	Date Order or Judgment Noted